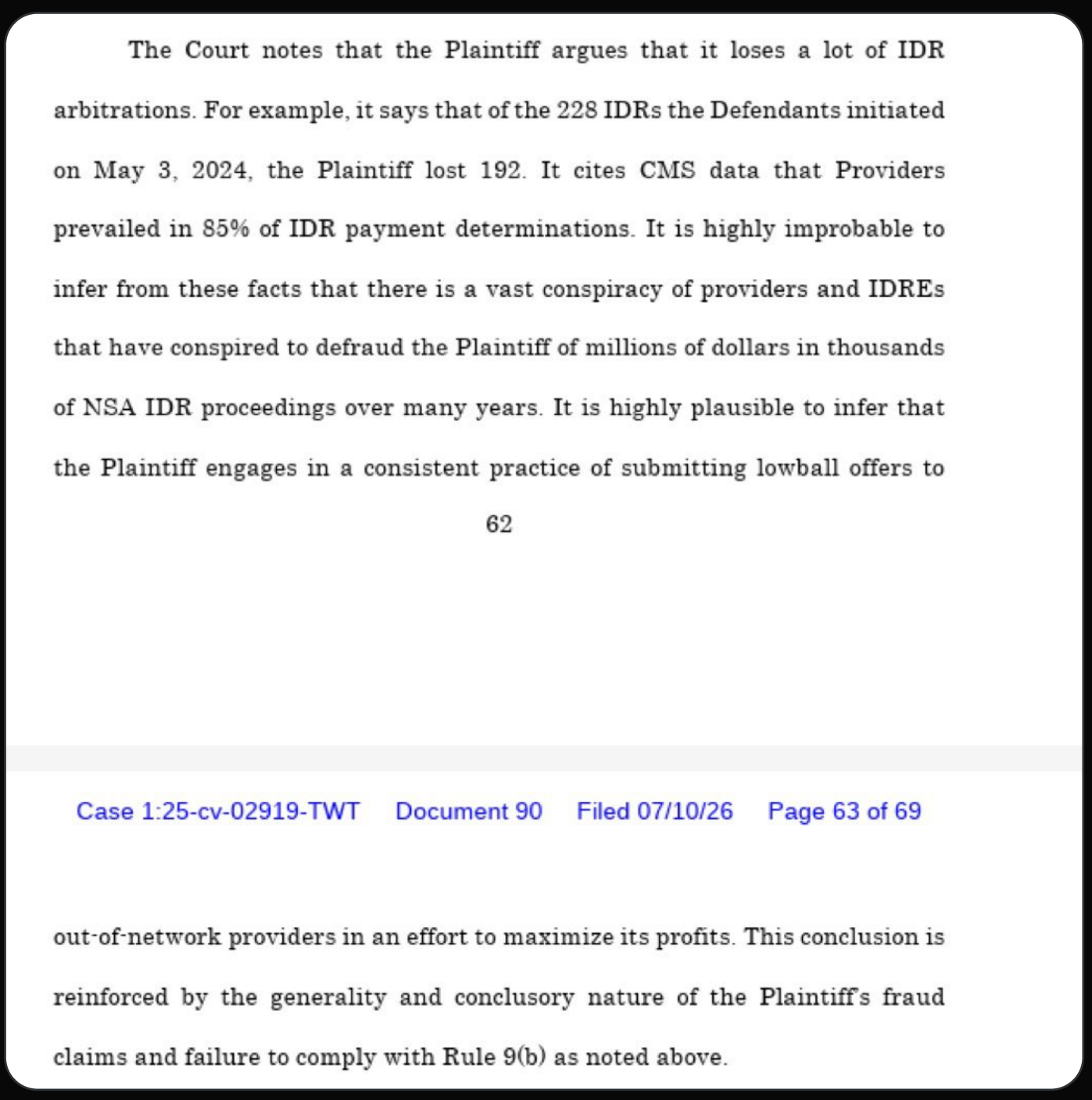
CH @chertz · 8h

I think if yon have covered the salacious rumors and innuendo from the insurer smear campaign against doc, you should be updating your stories today



The Court notes that the Plaintiff argues that it loses a lot of IDR arbitrations. For example, it says that of the 228 IDRs the Defendants initiated on May 3, 2024, the Plaintiff lost 192. It cites CMS data that Providers prevailed in 85% of IDR payment determinations. It is highly improbable to infer from these facts that there is a vast conspiracy of providers and IDREs that have conspired to defraud the Plaintiff of millions of dollars in thousands of NSA IDR proceedings over many years. It is highly plausible to infer that the Plaintiff engages in a consistent practice of submitting lowball offers to

62

Case 1:25-cv-02919-TWT Document 90 Filed 07/10/26 Page 63 of 69

out-of-network providers in an effort to maximize its profits. This conclusion is reinforced by the generality and conclusory nature of the Plaintiff's fraud claims and failure to comply with Rule 9(b) as noted above.

2 · 2 · 979

CH @chertz · 8h

the courts aren't buying this nonsense I think editors at @statnews @modrnhealthcr @FierceHealth should be asking themselves why they did

1 · 236

Sean Francis @musingmymind · 44m

Don't forget @sangerkatz and @sarahkliff at the @nytimes

1 · 52

CH @chertz · 29m

They didn't breathlessly report on shitty lawsuits because they do their homework!

1 · 31

Sean Francis @musingmymind · 19m

So is the initial payment too low or is the arbitration offer too low? 'Cause public use files have shown consistently that since late 2023 payers offer the QPA once both parties are in arbitration.

1 · 27

CH @chertz · 18m

no one asked for the AHIP talking points memo. Read the decision Sean then come back and blow up my mentions.

1 · 21

Sean Francis
@musingmymind

You're the one who once complained that your tweets defending the latest private equity scams in health care never get any engagement. Just tryna help!

9:32 PM · Jul 13, 2026 · **26** Views